

Tfw  
\$ CC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: KAWAGUCHI et al.

SERIAL NO.: 10/763,551

FILED: January 23, 2004

FOR: Semiconductor Device in which Punchthrough is Prevented

GROUP: 2815

EXAMINER: WILSON, ALLAN R.

DOCKET: NEC 03USFP936

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

The above-identified application has been allowed and the issue fee is due October 18, 2005. Pursuant to 37 CFR 1.97 (d), Applicants request consideration of the following references, which have recently come to Applicants' attention. Form PTO-2038 authorizing credit card payment in the amount of \$180.00 to cover the fee under 37 CFR 1.17(p) is enclosed. A certification under 37 CFR 1.97(e) also accompanies this Information Disclosure Statement.

Applicants hereby attach U.S. Patent Office Form PTO-1449. These references were cited in the European Search Report dated June 29, 2005 of the underlying European Patent application. Also Enclosed is a copy of the European Search Report. References JP 2002-289704 cited in the European Search Report, but not included in the enclosed PTO-1449 Form has already been disclosed in the U.S. case. Applicants are not submitting copies of the U.S. Patent references as the Office waived the requirement under 37 CFR 1.98(a)(2)(i) on July 11,

HAYES SOLOWAY P.C.  
130 W. CUSHING STREET  
TUCSON, AZ 85701  
TEL. 520.882.7623  
FAX. 520.882.7643

175 CANAL STREET  
MANCHESTER, NH 03101  
TEL. 603.668.1400  
FAX. 603.668.8567

08/03/2005 SDENB081 00000016 10763551

01 FC:1806

180.00 OP

2003. The claims in the present application are believed to be patentably distinguished over these references.

This information disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a copy of an official search report by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references, the accuracy of the statement of foreign examiner or the claims of the foreign application under the laws of the country of the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the foreign examiner's comments submitted therewith.

The enclosed Supplemental Information Disclosure Statement is being submitted within three months of receipt of the European Search Report as certified in the attached Certification for Information Disclosure Statement.

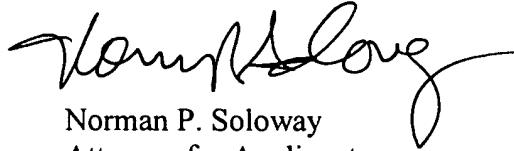
The Examiner is respectfully requested to consider the foregoing references. Moreover, should the Examiner deem it necessary, he is requested to withdraw the Notice of Allowance, and reopen prosecution.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 08-1391.

HAYES SOLOWAY P.C.  
130 W. CUSHING STREET  
TUCSON, AZ 85701  
TEL. 520.882.7623  
FAX. 520.882.7643

175 CANAL STREET  
MANCHESTER, NH 03101  
TEL. 603.668.1400  
FAX. 603.668.8567

Respectfully submitted,



Norman P. Soloway  
Attorney for Applicants  
Reg. No. 24,315

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 28, 2005 at Tucson, Arizona.

By: 

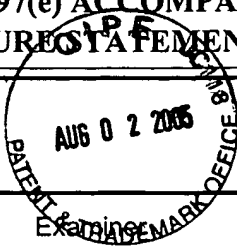
HAYES SOLOWAY P.C.  
130 W. CUSHING STREET  
TUCSON, AZ 85701  
TEL. 520.882.7623  
FAX. 520.882.7643

175 CANAL STREET  
MANCHESTER, NH 03101  
TEL. 603.668.1400  
FAX. 603.668.8567

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
NEC 03USFP936

In Re Application Of: **KAWAGUCHI et al.**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/763,551	January 23, 2004	WILSON, ALLAN R.	27667	2815	7553

Invention: **SEMICONDUCTOR DEVICE IN WHICH PUNCHTHROUGH IS PREVENTED**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
Signature

Dated: July 28, 2005

Norman P. Soloway  
Registration No. 24,315  
HAYES SOLOWAY P.C.  
130 W. Cushing Street  
Tucson, AZ 85701

**Certificate of Mailing by First Class Mail**

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

July 28, 2005


(Date)

  
Signature of Person Mailing Correspondence

Kathryn Grimes

Typed or Printed Name of Person Mailing Correspondence

cc:

<div style="text-align: center;">  <p><b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)</p> </div>	Docket Number (Optional) <b>NEC 03USFP936</b>	Application Number <b>10/763,551</b>
	Applicant(s) <b>KAWAGUCHI et al.</b>	
	Filing Date <b>January 23, 2004</b>	Group Art Unit <b>2815</b>

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,536,665	7.16.96	KOMORI et al.	437	26	
		4,320,409	3.16.82	SHOJI	357	42	
		5,828,110	10.27.98	WOLLESEN	257	373	

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS			(Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.